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Atty. Dkt. No. 040014-0101

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Walsh et al.

Title:

Paint Container

Appl. No.:

10/006,985

Filing Date:

12/05/2001

Examiner:

Nicholas, F.

Art Unit:

3754

CERTIFICATE OF EXPRESS MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virglnia 22313-1450.

EL 978984531 US 10/14/03

(Express Mail Label Number) (Date of Deposit)

Roberta A. Cooper

(Printed Name)

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

007 2 0 2003 Group 3700

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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#### TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c)(2), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.113, or an action that otherwise closes prosecution in the application.

### RELEVANCE OF EACH DOCUMENT

The relevance of each foreign-language document is described in the attached English-language abstract, is presumed as a result of the foreign-language document being identified in a foreign search directed to the general subject matter of the present application, and/or is apparent from the figures of the reference. An English translation of the foreign-language documents is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language documents (37 CFR §1.98 and MPEP §609).

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

#### **FEE**

A fee in connection with submission of a supplemental information disclosure statement under 37 CFR §1.97(c)(2) in the amount of \$180.00 in accordance with 37 CFR §1.17(p) is attached.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or

even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date (0/14/63

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